

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Patent Application of:

Confirmation No. 4895

Applicant: Buechler et al.

Group Art Unit: 1641

Serial No.: 10/603,891

Examiner: Unsu Jung

Filed: June 24, 2003

Docket: 36671-745.502

Title: **MARKERS FOR DIFFERENTIAL
DIAGNOSIS AND METHODS OF
USE THEREOF**

Certificate of Electronic Filing

I hereby certify that the attached Response and all marked attachments are being deposited by Electronic Filing on **December 23, 2008** by using the EFS – Web patent filing system and addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 

Sarah M. Martin

RESPONSE TO REQUIREMENT TO ELECT SPECIES

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This submission is responsive to the Non-final Office Action mailed November 25, 2008. In response to the Requirement to Elect Species, Applicants elect heart-type fatty acid binding protein. Claim 42 reads on heart-type fatty acid binding protein.

It is not believed that any fees are due with this filing. However, the Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment, to Deposit Account No. 23-2415.

A listing of the claims follows.